


conclusions of the Magistrate Judge as the findings and conclusions of this court.

The Providers' Motions for Summary Judgment (Dkt.17 in 4:10cv275 and Dkt. 22 in 4:10cv252) are GRANTED, Defendant's Cross Motion for Summary Judgment (Dkt. 33 in 4:10cv252) is DENIED, and Plaintiff Providers shall have summary judgment against Defendant.

IT IS SO ORDERED.

SIGNED this the 29th day of September, 2011.



RICHARD A. SCHELL
UNITED STATES DISTRICT JUDGE